

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MASSACHUSETTS

In re:

WESTBOROUGH SPE LLC,

Debtor.

Chapter 7  
Case No. 23-40709-CJP

**TRUSTEE’S OBJECTION AND RESERVATION OF RIGHTS REGARDING MOTION  
OF DENISE S. EDWARDS [Dkt. No. 508]**

Jonathan R. Goldsmith, the Chapter 7 trustee (the “Trustee”) of the bankruptcy estate (the “Estate”) of Westborough SPE LLC (the “Debtor”), hereby objects to the *Motion to Address Managerial Interest, Submit Evidence of Improper Conduct, and Recognize Movant’s Contributions to the Estate* [Dkt. No. 508] (the “Edwards Motion”) filed by Denise S. Edwards (“Edwards”). The Edwards Motion asks this Court to “recognize Edwards” as the manager of the Debtor, “accept” certain exhibits as evidence, investigate the Trustee, and acknowledge contributions by Edwards to the preservation and recovery of the Debtor’s assets. The Trustee objects to all requests.

In Support of this Objection, the Trustee states as follows:

1. The Trustee is the duly appointed Chapter 7 Trustee, charged with liquidating the Debtor’s assets and making distributions to holders of allowed claims and then, if possible, to equity holders. There is no role for a former manager of the Debtor, former delegee of a manager, or other former employee or agent in any capacity. Further, the Trustee disputes that Edwards is a former manager. The circumstances of her purported appointment as a manager of the Debtor are in dispute.

2. Aside from “recognizing Edwards as manager of the Debtor”, it appears that Edwards may be seeking allowance of a claim and, if so, the Trustee objects.

3. Currently, the Trustee is liquidating estate assets and, once that task is complete, will turn to reviewing claims. The Trustee expects to review the claim filed by Edwards in the ordinary course and reserves all rights to object to that claim.

4. Further, the Edwards Motion attaches documents exchanged during settlement discussions and the Trustee objects to the admissibility of those documents as privileged settlement communications.

5. The Trustee reserves the right to supplement this Objection.

WHEREFORE, the Trustee respectfully requests that this Court (i) deny the Edwards Motion and (ii) grant such other and further relief as is just.

Respectfully submitted,

**Jonathan R. Goldsmith,  
Chapter 7 Trustee**

by his counsel,

/s/ Angelina M. Savoia

Christine E. Devine, BBO# 566990

Angelina M. Savoia, BBO# 715690

Nicholson Devine LLC

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Dated: January 31, 2025

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**CERTIFICATE OF SERVICE**

The undersigned, Angelina M. Savoia, hereby certifies that on this day I caused a copy of the following to be served on all parties listed on the attached Service List in the manner noted thereon:

**TRUSTEE'S OBJECTION AND RESERVATION OF RIGHTS  
REGARDING MOTION OF DENISE S. EDWARDS [Dkt. No. 508]**

Dated: January 31, 2025

/s/ Angelina M. Savoia  
Angelina M. Savoia, BBO# 715690  
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## Electronic Mail Notice List

The following list of parties and attorneys have received electronic notice via the Court's CM/ECF noticing process:

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